

SENATE BILL No. 419

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-10.3-7-2.8; IC 36-5-7.

Synopsis: Town marshals. Provides that, after June 30, 2015, a town law enforcement officer who is not a member of the 1977 police officers' and firefighters' pension and disability fund and has successfully completed the minimum basic training requirements for town law enforcement officers becomes a member of the public employees' retirement fund. Provides that the president of the town legislative body appoints the town marshal, who serves at the pleasure of the president. (Currently, the town legislative body appoints the town marshal.)

Effective: July 1, 2015.

Boots, Arnold J

January 12, 2015, read first time and referred to Committee on Pensions & Labor.



First Regular Session 119th General Assembly (2015)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

SENATE BILL No. 419

A BILL FOR AN ACT to amend the Indiana Code concerning pensions.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 5-10.3-7-2.8 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2015]: **Sec. 2.8. (a) This section applies after**
4 **June 30, 2015, to all towns that have not abolished the office of**
5 **town marshal.**
6 **(b) As used in this section, "law enforcement officer" has the**
7 **meaning set forth in IC 5-2-1-2.**
8 **(c) Notwithstanding section 2 of this chapter, after June 30,**
9 **2015, a town law enforcement officer who:**
10 **(1) is not a member of the 1977 police officers' and**
11 **firefighters' pension and disability fund established by**
12 **IC 36-8-8-4; and**
13 **(2) has successfully completed the minimum basic training**
14 **requirements established under IC 5-2-1-9;**
15 **becomes a member of the fund.**
16 SECTION 2. IC 36-5-7-2 IS AMENDED TO READ AS FOLLOWS



1 [EFFECTIVE JULY 1, 2015]: Sec. 2. The **president of the** town
2 legislative body shall appoint a town marshal. ~~and The town~~
3 **legislative body shall fix his the town marshal's** compensation.

4 SECTION 3. IC 36-5-7-3 IS AMENDED TO READ AS FOLLOWS
5 [EFFECTIVE JULY 1, 2015]: Sec. 3. The marshal serves at the
6 pleasure of the **president of the** town legislative body. However,
7 before terminating or suspending a marshal who has been employed by
8 the town for more than six (6) months after completing the minimum
9 basic training requirements adopted by the law enforcement training
10 board under IC 5-2-1-9, the legislative body must conduct the
11 disciplinary removal and appeals procedure prescribed by IC 36-8 for
12 city fire and police departments.

13 SECTION 4. IC 36-5-7-8 IS ADDED TO THE INDIANA CODE
14 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
15 1, 2015]: Sec. 8. (a) **This section does not apply to a town marshal**
16 **or deputy marshal who is a member of the 1977 police officers' and**
17 **firefighters' pension and disability fund established by IC 36-8-8-4.**

18 (b) **Notwithstanding IC 5-10.3-7-2, after June 30, 2015, a town**
19 **marshal or deputy marshal who successfully completes the**
20 **minimum basic training requirements established under IC 5-2-1-9**
21 **becomes a member of the public employees' retirement fund.**

